

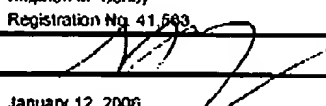
PTO/SB/21 (04-04)
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/897,821	
	Filing Date	July 5, 2001	
	First Named Inventor	Kevin S. Walters	
	Art Unit	3871	
	Examiner Name	Hartmann, Gary S	
Total Number of Pages in This Submission	8	Attorney Docket Number	11331-004

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ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Correspondence to Commissioner of Patents Copy of Notice Regarding Change of Power of Attorney Copy of Transaction History Copy of Correspondence received from Bordner Ladner Gervais re: Agent of Record
<div style="border: 1px solid black; width: 100px; float: left; margin-bottom: 5px;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Boraskin & Parr Stephen M. Beney Registration No. 41,563
Signature	
Date	January 12, 2006

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Stephen M. Beney		
Signature		Date	January 12, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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January 12, 2006

Stephen M. Beney B.Sc (Physics)
416 957 1697 sbeney@bereskinparr.comYour Reference: 09/897,921
Confirmation No. 1798
Our Reference: 11331-004**BY FAX TO: 571-273-8300**Commissioner of Patents
Office of Initial Patent Examination
United States Patent and Trademark Office
P.O. Box 1450
Alexandria VA
USA 22313-1450

Dear Commissioner:

Re: United States Patent Application No. 09/897,921
For: METHOD OF ROUTING AND DIVERTING TRAFFIC
Filed: July 5, 2001
Applicant: Kevin S. Walters

This is to request correction of an error made by the USPTO with respect to the agent of record for the above-identified patent application.

Applicant submits that the practitioners of the firm Bereskin & Parr, Customer No. 001059, have from the time of filing the above-identified application to the present time been authorized to represent the Applicant in matters concerning the instant application.

The Applicant has taken no action to revoke any authority of Bereskin & Parr to act on Applicant's behalf.

Notwithstanding the above, the USPTO issued on September 6, 2005, a Notice Regarding Change in Power of Attorney in respect of this patent application. A copy of this Notice is attached. We have investigated this matter and can only conclude that the USPTO erroneously entered these changes. The "Transaction History" record for the instant application (copy attached) shows entries on September 2 and September 6, 2005, relating to Correspondence Address Change and Change in Power of Attorney. However, no corresponding documents exist in the "Image File Wrapper" record. We arranged for an associate to physically inspect the file at the USPTO, and no documents supporting any change in the agent of record could be located.

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Tel: 905.812.3600 Fax: 905.814.0031 www.bereskinparr.com

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- 2 -

A telephone call to the USPTO shortly after Bereskin & Parr's receipt of the Notice confirmed that the Notice was issued in error and we were informed the error would be corrected. However, it appears that official USPTO communication is still being forwarded incorrectly, apparently to the firm of Bordner Ladner Gervais located in Ottawa, Canada. Ms. Armstrong-Baker of that firm has sent us communication (copy attached) indicating their receipt of a Notice of Allowance of this case, and requesting that we notify the USPTO that their firm has incorrectly been appointed as Agents of Record.

Applicant respectfully requests that the erroneous change of power of attorney be reversed, including correction of the Correspondence Address, and that copies of any correspondence issued by the USPTO and sent to the wrong correspondence address be forwarded to the correct address.

A return letter indicating that this request has been received would be greatly appreciated.

Yours truly,



Stephen M. Beney
Registration No. 41,563
Encl.



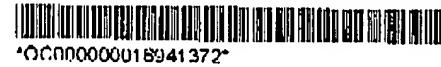
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United States Patent and Trademark Office
Andrew C. CHAMBERLAIN, Commissioner for Patents
1900 Davis Building
Alexandria, Virginia 22304-1150
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APPLICATION NUMBER	FILING (OR 371 (c)) DATE	FIRST NAMED APPLICANT	ACTY DOCKET NO. TITLE
09/897,921	07/05/2001	Kevin S. Walters	11331-0014

Stephen M. Beney
Bereskin & Parr
Box 401
40 King Street West
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CANADA

CONFIRMATION NO. 1796



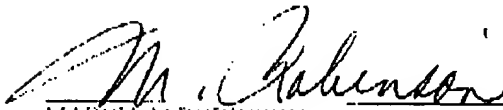
0000000018941372

Date Mailed: 09/06/2005

NOTICE REGARDING CHANGE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 08/15/2005.

- The Power of Attorney to you in this application has been revoked by the assignee who has intervened as provided by 37 CFR 3.71. Future correspondence will be mailed to the new address of record (37 CFR 1.33).


MARCIA M. ROBINSON
OIP#: (703) 308-9010

FORMER ATTORNEY/AGENT COPY



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09/897.921 METHOD OF ROUTING AND DIVERTING TRAFFIC

App. Sec. No.	Transaction Date	Image File Wrapper	Patent Term Adjustments	Continuity Data	Published Documents	Publication Date	Address & Attorney/Agent
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Date	Contents Description
12-06-2005	Receipt into Pubs
12-06-2005	Ruxcipt into Pubs
11-28-2005	Mail Notice of Allowance
11-25-2005	Notice of Allowance Data Verification Completed
09-16-2005	Date Forwarded to Examiner
08-18-2005	Response after Non-Final Action
08-18-2005	Request for Extension of Time - Granted
09-02-2005	Correspondence Address Change
09-06-2005	Change in Power of Attorney (May include Associate POA)
04-18-2005	Mail Non-Final Rejection
04-14-2005	Non-Final Rejection
10-26-2004	IFW TSS Processing by Tech Center Complete
09-22-2004	Date Forwarded to Examiner
09-17-2004	Response after Non-Final Action
09-17-2004	Request for Extension of Time - Granted
08-17-2004	Workflow incoming petition IFW
09-17-2004	Workflow incoming amendment IFW
03-17-2004	Mail Non-Final Rejection
03-16-2004	Non-Final Rejection
03-03-2004	Date Forwarded to Examiner
02-08-2004	Request for Continued Examination (RCE)
03-03-2004	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
01-20-2004	Workflow - Request for RCE - Begin
02-11-2004	Mail Advisory Action (PTOL - 303)
02-10-2004	Advisory Action (PTOL-303)
02-08-2004	Date Forwarded to Examiner
01-20-2004	Amendment after Final Rejection
01-20-2004	Request for Extension of Time - Granted
07-17-2003	Mail Final Rejection (PTOL - 326)
07-17-2003	Final Rejection
07-08-2003	Date Forwarded to Examiner
07-03-2003	Response after Non-Final Action
04-03-2003	Mail Non-Final Rejection
03-31-2003	Non-Final Rejection
03-28-2003	Date Forwarded to Examiner
03-28-2003	Date Forwarded to Examiner
03-18-2003	Request for Continued Examination (RCE)
03-28-2003	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)
03-18-2003	Request for Extension of Time - Granted
03-18-2003	Workflow - Request for RCE - Begin
09-18-2002	Mail Final Rejection (PTOL - 326)
09-18-2002	Final Rejection
07-18-2002	Date Forwarded to Examiner
07-15-2002	Response after Non-Final Action
07-15-2002	Request for Extension of Time - Granted
03-28-2002	Case Docketed to Examiner in GAU
03-26-2002	Case Docketed to Examiner in GAU
03-22-2002	Case Docketed to Examiner in GAU

03-22-2002	Case Docketed to Examiner in GAU
03-14-2002	Mail Non-Final Rejection
03-07-2002	Non-Final Rejection
10-05-2001	Information Disclosure Statement (IDS) Filed
10-26-2001	Case Docketed to Examiner in GAU
08-23-2001	Application Dispatched from OIPE
08-22-2001	Correspondence Address Change
07-18-2001	IFW Scan & PACR Auto Security Review
07-06-2001	Initial Exam Team nn

If you need help:

- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBCC@uspto.gov for specific questions about Patent Application Information Retrieval (PAIR).
- Send general questions about USPTO programs to the USPTO Contact Center (UCC).
- If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic Business Support or call 1 800-786-9199.

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Fri, Jan 6, 2006 12:30 PM

Subject: Re: Urgent - USSN 09/897,921**Date:** Friday, December 9, 2005 7:24 AM**From:** James Raakman <jraakman@bereskinparr.com>**To:** "Armstrong-Baker, Angela" <aarmstrongbaker@blgcanada.com>**Cc:** Stephen Beney <sbeney@bereskinparr.com>**Conversation:** Urgent - USSN 09/897,921

Dear Ms. Armstrong-Baker,

Thank-you for bringing this matter to my attention. I confirm that the US Patent Application identified in the Notice of Allowance is under our firm's responsibility. The agent of record and the attorney docket number fields are incorrect on the Notice—I will contact the USPTO to have this corrected. We have obtained a copy of the Notice from PAIR and so do not require the original.

Thanks again,

Jim

--

James A. Raakman

B.Eng. (Mech. Eng.), LL.B.

Barrister & Solicitor

Patent Agent

Bereskin & Parr

Scotia Plaza, 40 King Street West, 40th Floor

Toronto, ON, Canada M5H 3Y2

Direct: 416.957.1654

jraakman@bereskinparr.com

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From: "Armstrong-Baker, Angela" <aarmstrongbaker@blgcanada.com>**Date:** Thu, 8 Dec 2005 14:33:10 -0500**To:** <jraakman@bereskinparr.com>**Conversation:** Urgent - USSN 09/897,921**Subject:** Urgent - USSN 09/897,921

Re: United States Patent and Application Serial No. 09/897,921

Kevin WALTERS

METHOD OF ROUTING AND DIVERTING TRAFFIC

Page 1 of 2

We have received a Notice of Allowance from the United States Patent and Trademark Office dated November 28, 2005 for the above-identified patent application. According to PAIR, we have been appointed as agents of record. As we are not responsible for this case, we feel that the USPTO has made an error. Please confirm if this case is your responsibility and that you will take the necessary steps to correct the agents of record with the USPTO. Please also let me know if you would like the original mailed to you or if you will obtain a copy from PAIR. Thank you.

Borden Ladner Gervais LLP
World Exchange Plaza
100 Queen Street, Suite 1100
Ottawa, Ontario, Canada K1P 1J9

www.blgcanada.com <<http://www.blgcanada.com/>>

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